STATE OF NEW YORK

9746

IN ASSEMBLY

March 28, 2022

Introduced by M. of A. GALEF -- read once and referred to the Committee on Local Governments

AN ACT in relation to authorizing the village of Croton-on-Hudson, county of Westchester, to alienate and discontinue the use of certain parkland

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subject to the provisions of this act, the village of Croton-on-Hudson, county of Westchester, acting by and through its governing body and upon such terms and conditions as determined by such body, is hereby authorized to discontinue as parklands and lease at fair market value to Ecogy Energy for a term not to exceed twenty-five years the lands more particularly described in section three of this act for the purpose of constructing a solar facility.

§ 2. All proceeds from alienation and lease of the parklands authorized by section one of this act shall be used for acquisition of new parklands and/or towards capital improvements to existing park and recreational facilities.

§ 3. The parklands authorized by section one of this act to be discontinued as parklands and leased are described as follows:

The parking area at the east side of the existing parking area at the park, facing the Metro-North Railroad tracks for the installation of solar canopies which are essentially slightly tilted (to the west) roofs over parts of the parking lot.

§ 4. Should the lands described in section three of this act cease to be used for the purposes described in section one of this act, the lease shall terminate and those lands shall revert to the village of Croton-on-Hudson for public park and recreational purposes. At the time of such reversion, the removal of any solar facilities shall take place and the property shall be returned to its previous state, consistent with park and recreation purposes.

§ 5. In the event that the village of Croton-on-Hudson received any funding, support or assistance from the federal government for the purchase, maintenance or improvement of the parklands set forth in

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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section three of this act, the discontinuance and alienation of such parkland authorized by the provisions of this act shall not occur until the village of Croton-on-Hudson has complied with any federal requirements pertaining to the alienation or conversion of parklands, including satisfying the secretary of the interior that the alienation or conversion complies with all conditions which the secretary of the interior deems necessary to assure the substitution of other lands shall be equivalent in fair market value and usefulness to the lands being alienated or converted.

§ 6. This act shall take effect immediately.